

CONFERENCE COMMITTEE REPORT DIGEST FOR EHB 1546

Citations Affected: IC 36-2-11-15.

Synopsis: Recorded documents containing confidential information. Conference committee report for EHB 1546. Provides that a military discharge record is not available for public inspection and copying. Allows the veteran who is the subject of the record, a veterans' service officer, an employee of the Indiana department of veterans' affairs, a funeral director, the spouse or next of kin of a deceased veteran, and other persons under a court order to have access to the record. Provides that: (1) for military discharge records filed before May 15, 2007, a county recorder must, to the extent technologically feasible, take precautions to prevent the disclosure of a military discharge record; and (2) after May 14, 2007, a county recorder must maintain military discharge records in a separate, confidential, and secure file from other records. Specifies that the statement on a recorded instrument regarding redaction of Social Security numbers must be located at the conclusion of the instrument and immediately preceding or following the name of the person who prepared the instrument. **(This conference committee report adds a provision that requires the statement on a recorded instrument regarding redaction of Social Security numbers to be located at the conclusion of the instrument and immediately preceding or following the name of the person who prepared the instrument.)**

Effective: Upon passage.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER:

Your Conference Committee appointed to confer with a like committee from the Senate upon Engrossed Senate Amendments to Engrossed House Bill No. 1546 respectfully reports that said two committees have conferred and agreed as follows to wit:

that the House recede from its dissent from all Senate amendments and that the House now concur in all Senate amendments to the bill and that the bill be further amended as follows:

- 1 Page 2, between lines 32 and 33, begin a new paragraph and insert:
- 2 "SECTION 2. IC 36-2-11-15, AS AMENDED BY P.L.171-2006,
- 3 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4 UPON PASSAGE]: Sec. 15. (a) This section does not apply to:
- 5 (1) an instrument executed before July 1, 1959, or recorded before
- 6 July 26, 1967;
- 7 (2) a judgment, order, or writ of a court;
- 8 (3) a will or death certificate;
- 9 (4) an instrument executed or acknowledged outside Indiana; or
- 10 (5) a federal lien on real property or a federal tax lien on personal
- 11 property, as described in section 25 of this chapter.
- 12 (b) The recorder may receive for record or filing an instrument that
- 13 conveys, creates, encumbers, assigns, or otherwise disposes of an
- 14 interest in or lien on property only if:
- 15 (1) the name of the person and governmental agency, if any, that
- 16 prepared the instrument is printed, typewritten, stamped, or
- 17 signed in a legible manner at the conclusion of the instrument;
- 18 and
- 19 (2) all Social Security numbers in the document are redacted,
- 20 unless required by law.
- 21 (c) An instrument complies with subsection (b)(1) if it contains a
- 22 statement in the following form: "This instrument was prepared by

1 (name).".

2 (d) An instrument complies with subsection (b)(2) if it contains a
3 statement in the following form **at the conclusion of the instrument**
4 **and immediately preceding or following the statement required by**
5 **subsection (b)(1):** "I affirm, under the penalties for perjury, that I have
6 taken reasonable care to redact each Social Security number in this
7 document, unless required by law (name).".

8 Renumber all SECTIONS consecutively.

(Reference is to EHB 1546 as printed March 23, 2007.)

Conference Committee Report
on
Engrossed House Bill 1546

Signed by:

Representative GiaQuinta
Chairperson

Senator Wyss

Representative Buell

Senator Arnold

House Conferees

Senate Conferees